

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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DEWEY R. BOZELLA,

Plaintiff,  
-against-

**NOTICE OF MOTION**

10 CIV 4917 (CS)

THE COUNTY OF DUTCHESS, THE  
CITY OF POUGHKEEPSIE, WILLIAM J.  
O'NEILL and ROBERT J. DeMATTIO,

Defendants.

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SIR (S):

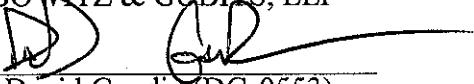
PLEASE TAKE NOTICE, that upon the annexed affidavit of David Gandin, sworn to the 13<sup>th</sup> day of October, 2010, the attached exhibits, and memorandum of law, defendant City of Poughkeepsie will move for an order pursuant to Rule 12(c) of the Federal Rules of Civil Procedure granting dismissal of plaintiff's complaint.

PLEASE TAKE NOTICE, that pursuant to the Court's briefing schedule, plaintiff's opposition papers are to be served on or before November 15, 2010 and defendant's reply papers are to be served on or before November 29, 2010.

Dated: Walden, New York  
October 13, 2010

Yours, etc.

JACOBOWITZ & GUBITS, LLP

By: 

David Gandin (DG-0553)

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